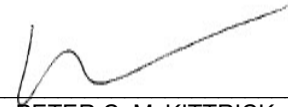


June 05, 2017

Clerk, U.S. Bankruptcy Court

Below is an Order of the Court.



PETER C. McKITTRICK
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

In Re:)	
PETER SZANTO,	)	Bankruptcy Case No.
	)	16-33185-pcm11
Debtor.)	
<hr/>		
PETER SZANTO,	)	Adversary No. 16-3114-pcm
)	
Plaintiff,	)	ORDER RE DEFENDANTS' MOTION TO
	)	COMPEL PRODUCTION AND RESPONSES
v.	)	TO INTERROGATORIES AND MOTION TO
	)	DETERMINE SUFFICIENCY OF
EVYE SZANTO, et al.,	)	RESPONSES TO REQUESTS FOR
PLAINTIFF'S	)	ADMISSION; PLAINTIFF'S MOTION TO
Defendants.	)	COMPEL DISCOVERY
<hr/>		

Defendants' Motion to Compel Production and Responses to Interrogatories and Motion to Determine Sufficiency of Responses to Requests for Admission (Docket #90) and Plaintiff's Motion to Compel Discovery (Docket #91) came before the court for hearing on May 18, 2017. Plaintiff appeared pro se; defendants appeared through their counsel,

Page 1 - ORDER RE DEFENDANTS' MOTION TO COMPEL PRODUCTION AND RESPONSES TO INTERROGATORIES AND MOTION TO DETERMINE SUFFICIENCY OF RESPONSES TO REQUESTS FOR ADMISSION; PLAINTIFF'S MOTION TO COMPEL DISCOVERY

1 Nicholas Henderson.

2 The court having reviewed the motions, heard the arguments of the
3 parties, and for the reasons stated on the record at the hearing,

4 IT IS HEREBY ORDERED:

5 1. Defendants' Motion to Compel Production and Responses to
6 Interrogatories is GRANTED as follows: Plaintiff shall respond to
7 defendants' First Request for Production and First Set of Interrogatories
8 as required by Fed. R. Bankr. P. 7033, Fed. R. Bankr. P. 7034, Fed. R.
9 Civ. P. 33 and Fed. R. Civ. P. 34 no later than May 25, 2017.

10 2. Defendants' Motion to Determine Sufficiency of Responses to Requests
11 for Admission is DENIED. Any response by plaintiff to a Request for
12 Admission that objects on the basis of the contra-positive form of the
13 question is deemed to be a denial of the truth of the facts set out in
14 the Request for Admission.

15 3. Plaintiff's Motion to Compel Discovery is GRANTED as follows:

16 A. With respect to plaintiff's Request for Production of
17 Documents, no later than May 25, 2017, defendants shall produce documents
18 in their possession that are responsive to plaintiff's requests as
19 follows:

20 i. Request #1: all responsive documents.

21 ii. Request #2: all responsive documents to the extent they
22 relate to trusts of Paul and Klara Szanto.

23 iii. Request #3: all responsive documents relating to
24 alienation of property titled to Paul or Klara Szanto during 2005 through
25

26 Page 2 - ORDER RE DEFENDANTS' MOTION TO COMPEL PRODUCTION AND RESPONSES
TO INTERROGATORIES AND MOTION TO DETERMINE SUFFICIENCY OF
RESPONSES TO REQUESTS FOR ADMISSION; PLAINTIFF'S MOTION TO
COMPEL DISCOVERY

1 2009, including any property titled in a trust in which Paul or Klara
2 Szanto had any interest.

3 B. With respect to plaintiff's Requests for Interrogatories, no
4 later than May 25, 2017, defendants shall respond to Interrogatories #1,
5 3, and 5. Responses to Interrogatories #3 and 5 may be limited by work
6 product, attorney-client privilege, and LR 33, made applicable to this
7 adversary proceeding by LBR 7033-1. Response to Interrogatory #5 is also
8 limited to the same extent as the production of documents under Request
9 for Production #3. Defendants are not required to respond to
10 Interrogatories #2 and 4.

11 4. Except as set out in this order, the motions are otherwise DENIED.

12 5. The parties' requests for attorney fees are DENIED without prejudice
13 to being renewed if appropriate.

14 ###

15 cc: Peter Szanto
16 Nicholas J. Henderson
17 UST
18
19
20
21
22
23
24
25

26 Page 3 - ORDER RE DEFENDANTS' MOTION TO COMPEL PRODUCTION AND RESPONSES
TO INTERROGATORIES AND MOTION TO DETERMINE SUFFICIENCY OF
RESPONSES TO REQUESTS FOR ADMISSION; PLAINTIFF'S MOTION TO
COMPEL DISCOVERY